

**TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE**



FISCAL NOTE

HB 45

January 29, 2013

SUMMARY OF BILL: Requires the operators of motor vehicles providing passenger transportation services to submit to a physical examination every year, rather than every two years. Requires such examination to be performed by a physician licensed in this state.

ESTIMATED FISCAL IMPACT:

NOT SIGNIFICANT

Assumptions:

- Increasing the frequency of mandatory physical examinations from one every two years to one each year and requiring such examinations to be performed by a physician licensed in Tennessee may result in increased medical expenses for individuals who are for-hire motor carriers but will not have a significant fiscal impact on the state.
- According to the Department of Safety (DOS), the new regulations would be communicated to personnel through the current notification systems at no additional cost to the Department.
- Pursuant to Tenn. Code Ann. § 65-15-105, this part, nor any provisions thereof, shall not be construed to regulate or apply to interstate commerce.
- According to the Federal Motor Carrier Safety Administration (FMCSA), FMCSA's compatibility rules for intrastate commerce are focused on maintaining minimum levels of requirements. States are authorized to adopt more stringent requirements regulating intrastate commerce.
- The provisions of this bill are more stringent than federal requirements and will apply to intrastate commerce only. Therefore, passage of this bill will not place the state out of compliance with federal regulations and will not jeopardize any federal Motor Carrier Safety Assist Program funding.

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in black ink, appearing to read "Lucian D. Geise". The signature is fluid and cursive, with the first name "Lucian" written in a larger, more prominent script than the last name "Geise".

Lucian D. Geise, Executive Director

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